IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ALCATEL USA RESOURCES, INC., a Delaware Corporation, and ALCATEL INTERNETWORKING, INC., a California Corporation,	)	
Plaintiffs,	)	Civil Action No. 05 418-SLR
v.	)	
FOUNDRY NETWORKS, INC., a Delaware Corporation,	)	
Defendant.	)	(JURY TRIAL DEMANDED)

PLAINTIFFS' MOTION TO DISQUALIFY HOWREY, LLP

Plaintiffs hereby move to disqualify Howrey, LLP from its representation of Defendant in this case. The reasons underlying this motion are set forth in detail in the accompanying opening brief.

Plaintiffs' counsel have discussed this motion pursuant to Local Rule 7.1.1 with Howrey, LLP and have been unable to reach an agreement.

WHEREFORE, Plaintiffs respectfully request that the Court grant the within motion.

Dated: September 8, 2005

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CERTIFICATE OF SERVICE

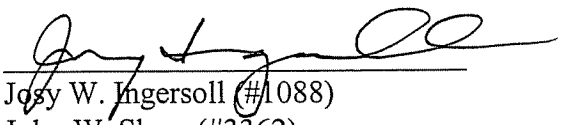
I, Josy W. Ingersoll, Esquire, hereby certify that on September 8, 2005 I caused to be electronically filed a true and correct copy of the **MOTION TO DISQUALIFY HOWREY, LLP** with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I hereby certify that on September 8, 2005 I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and by E-Mail on the below listed counsel:

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